IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH
&
THE HONOURABLE MR. JUSTICE T.R.RAMACHANDRAN NAIR

MONDAY, THE 16TH JULY 2007 / 25TH ASHADHA 1929

WP(C).No. 15913 of 2007(T)

PETITIONER:

P.P.THOMAS, AGED 60 YEARS,
S/O.P.P.PAILY, PALLIPPATTUTHOTTATHIL HOUSE,
KIDANGOOR P.O., ANGAMALY.

BY ADV. SRI.T.M.ABDUL LATHIEF

RESPONDENTS:
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1. CIRCLE INSPECTOR OF POLICE,
ANGAMALY.

2. SUB INSPECTOR OF POLICE, ANGAMALY.

3. EMMANUEL BRETHREN ASSEMBLY,
ANGAMALY, REPRESENTED BY ITS ELDER K.M.POULOSE.

4. K.V.JACOB, S/O.VARGHESE,
KAREDATH HOUSE, KALLUPALAM ROAD, ANGAMALY.

BY ADV. SRI.K.V.SOHAN for R4
SMT.SREEJA SOHAN.K.
SRI. SALIM P.A., for R1 & R2

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 16/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

KURIAN JOSEPH & T.R. RAMACHANDRAN NAIR, JJ

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W.P.(C) NO. 15913 OF 2007

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Dated this the 16th day of July, 2007.

JUDGMENT

Kurian Joseph,J

The writ petition is filed with the following prayer:

i. To call for the records relating to Exts. P-1 to P-6 and to issue a writ of mandamus commanding the Respondents 1 and 2 not to obstruct and prevent the Petitioner and his family members from carrying out their prayers and worship, etc. in Emmanuel Brethren Assembly Church, Angamaly including on all Sundays and other special occasions and also the regular prayers conducted on all days in the said church.

2. It is seen that the petitioner has already approached the Civil Court and the matter is now pending before the Munsiff Court, Aluva as O.S. No. 445/2006. It is also seen that the petitioner/defendant has filed an I.A. No. 2567/2006 in the suit. No orders have been passed in the I.A., it is submitted. There will be a direction to the Munsiff Court to dispose of I.A. No. 2567/2006 within a period of one month from the date of a receipt of a copy of this judgment. Depending on the order thus passed by the Civil Court, it will be open to the petitioner to approach the 1st respondent.

The writ petition is disposed of accordingly.

KURIAN JOSEPH, JUDGE.

T.R. RAMACHANDRAN NAIR, JUDGE.

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